

KEVIN G. HORBATIUK (KGH-4977)  
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Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION**  
-----X

**21 MC 102 (AKH)**

**LUIS F. MESA and MARIA MESA,**

**DOCKET NO:  
07 CV 5303**

**Plaintiffs,**

**-against-**

**100 CHURCH, LLC, 110 CHURCH LLC  
53 PARK PLACE, LLC., 90 CHURCH STREET  
LIMITED PARTNERSHIP, ALAN KASMAN  
DBA KASCO, AMBIENT GROUP, INC.,  
ANN TAYLOR STORES CORPORATION, BATTERY  
PARK CITY AUTHORITY, BELFOR USA  
GROUP, INC., BLACKMON-MOORING-  
STEAMATIC CATSTOPHE, INC., D/B/A  
BMS CAT, BOSTON PROPERTIES, INC., BROOKFIELD  
FINANCIAL PROPERTIES, INC., BROOKFIELD  
FINANCIAL PROPERTIES, LP., BROOKFIELD  
PARTNERS, L.P., BROOKFIELD PROPERTIES  
CORPORATION, BROOKFIELD PROPERTIES  
HOLDINGS, INC., CUNNINGHAM DUCT CLEANING  
CO., ENVIROTECH CLEAN AIR, INC., GPS  
CONSULTANTS, INC., HILLMAN ENVIRONMENTAL  
GROUP, LLC., INDOOR ENVIRONMENTAL  
TECHNOLOGY, INC., INDOOR ENVIRONMENTAL  
TECHNOLOGY, INC., KASCO RESTORATION  
SERVICES, CO., LAW ENGINEERING P.C.,  
LIONSHEAD 110 DEVELOPMENTS, LLC LIONSHEAD  
DEVELOPMENT LLC., MERRILL LYNCH & CO.,  
INC., NOMURA HOLDING AMERICA, INC.,**

**NOTICE OF  
APPEARANCE**

**NOMURA SECURITIES INTERNATIONAL, INC.,  
ROYAL AND SUNALLIANCE INSURANCE  
GROUP, PLC., STRUCTURE TONE (UK)  
INC., STRUCTURE TONE GLOBAL SERVICES,  
INC., TOSCORP., INC., TRC ENGINEERS, INC.,  
WESTON SOLUTIONS, INC., WFP TOWER B CO., G.P.,  
CORP., WFP TOWER B HOLDING CO., LP., WFP  
TOWER B CO., LP., and ZAR REALTY MANAGEMENT  
CORP.,**

**Defendants.**

-----X  
To the Clerk of this Court and all parties of record:

Enter my appearance as counsel in this case for:

**CUNNINGHAM DUCT WORK s/h/i/a  
CUNNINGHAM DUCT CLEANING CO., INC.**

I certify that I am admitted to practice in this court.

Dated: New York, New York  
February 1, 2008

Kevin G. Horbatiuk  
Kevin G. Horbatiuk (KGH4977)  
Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a  
CUNNINGHAM DUCT CLEANING CO.,  
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RKT File No. 824.078

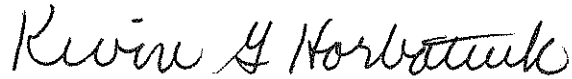
TO: **CHRISTOPHER R. LaPOLA, ESQ.,  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP**  
Attorney for Plaintiffs  
**LUIS F. MESA and MARIA MESA**  
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**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 1st day of February, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP  
Attorney for Plaintiffs

**LUIS F. MESA and MARIA MESA**  
115 Broadway 12th Floor  
New York, New York 10006

A handwritten signature in cursive script, reading "Kevin G. Horbatiuk". The signature is written in black ink and is positioned above a horizontal line.

**KEVIN G. HORBATIUK**